

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

AMAZON.COM INC,

Plaintiff,

v.

ROBOJAP TECHNOLOGIES, LLC et al.,

Defendants.

No. 2:20-cv-00694-MJP

**JOINT STATUS REPORT AND
RENEWED STIPULATED
MOTION TO AMEND CASE
SCHEDULE**

NOTE ON MOTION CALENDAR:
May 14, 2021 (LCR 9(d)(1))

**JOINT STATUS REPORT AND RENEWED STIPULATED MOTION TO
AMEND CASE SCHEDULE**

Plaintiff Amazon.com, Inc. (“Amazon”) and Defendants Robojap Technologies, LLC, Quatic Software Solutions Pvt. Ltd. (“Quatic Software”), and Sandeep Singh, (collectively “Defendants”), by and through their counsel of record, jointly submit this status report. Following this Court’s Order (Dkt. # 57) Denying the Parties’ Stipulated Motion to Amend the Case Schedule, the Parties renew their request that the Court enter an amendment to the Order Setting Trial Date and Related Dates (Dkt. # 46) as provided below.

I. Status Report

The parties have worked diligently to conduct fact discovery in this case. On August 27, 2020, Amazon served Amazon’s First Set of Interrogatories and Requests for Production of Documents (“Discovery Requests”) on Defendants. See Declaration of Tim Cunningham in Support of Joint Status Report and Stipulated Motion to Amend Case Schedule (“Cunningham

1 Dec.,” Dkt. # 56) ¶ 2. On September 23, 2020, counsel for Defendants requested a two week
2 extension of the Discovery Requests response deadline for the Defendants. Cunningham Dec.
3 ¶ 3. Amazon agreed to the requested extension. *Id.* On October 13, 2020, after an additional
4 request for extension, the Defendants served written responses. Cunningham Dec. ¶ 4.

5 In response, on November 3, 2020, Amazon sent counsel for Defendants a letter asking
6 them to address perceived deficiencies and produce additional documents. Cunningham Dec. ¶
7 5. Over the next several weeks, counsel communicated in an attempt to confer on Amazon’s
8 concerns. *Id.* ¶ 6. On December 23, 2020, Defendants supplemented their document
9 production. *Id.*

10 On January 12, 2021, counsel for Amazon notified Defendants’ counsel that the
11 supplemental production did not address all of Amazon’s concerns and requested an
12 opportunity to meet and confer. *Id.* ¶ 7. On January 22, 2021, Defendants sent counsel for
13 Amazon a letter in response to Amazon’s November 3, 2020 letter. *Id.* ¶ 8. On February 4,
14 2021 counsel for all parties conferred by video conference. *Id.* ¶ 9. Counsel for Defendants
15 agreed to produce additional documents by February 15, 2021. *Id.* On February 23, 2021,
16 Defendants supplemented their production. *Id.*

17 On March 1, 2021, Amazon noticed the deposition of Quatic Software pursuant to Fed.
18 R. Civ. Pro 30(b)(6). *Id.* ¶ 10. Counsel for Defendants identified Hitesh Kumar Sachdeva
19 (“Sachdeva”) and Gureen Pawar (“Pawar”) as Quatic Software’s 30(b)(6) witnesses. *Id.* On
20 March 30, 2021, Amazon deposed Pawar. *Id.*

21 On March 31, 2021, counsel for Amazon emailed counsel for Defendants outlining
22 issues raised during the deposition, including the existence of responsive discovery not
23 produced to Amazon. *Id.* ¶ 11. On April 6, 2021, counsel conferred about the issues raised
24 during the deposition. *Id.* ¶ 12. Following the conferral, Defendants’ counsel agreed to
25 supplement their discovery responses and productions, and agreed to an additional 3 hour
26 deposition of Pawar, and a full day deposition of Sachdeva. *Id.* After initially conferring on
27 dates to complete the deposition of Quatic Software in the last two weeks of April, counsel for

Quatic Software notified counsel for Amazon that both Pawar and Sachdeva have tested positive for COVID-19 and require time to quarantine or convalesce before sitting for their depositions. *Id.* ¶ 13. The parties intend to conduct these depositions in May 2021, pending the recovery of the deponents. *Id.*

Since the onset of discovery, Amazon has also served over 15 non-party subpoenas, requesting the production of documents related to this case, including service to Google, Docusign, eMerchantBroker, Visa, Namecheap, Cybersource, Callcentric, Piratel, LogMeIn, Thing Technologies, Telenegy, Network Merchants, QuickClick, Cloud Technologies, and Smart Home Experts. *Id.* ¶ 14

II. Proposed Case Schedule

The parties have worked diligently to conduct discovery according to the existing case schedule. Nevertheless, the parties seek additional time to conduct discovery and file dispositive motions (if any). Accordingly, the Parties propose and request that the Court enter an Order amending the case schedule as provided below.

	Prior [Dkt. 46]	Proposed
Bench Trial Date	December 6, 2021	No amendment requested
Deadline for joining additional parties	October 13, 2020	No amendment requested
Deadline for filing amended pleadings	October 22, 2020	No amendment requested
Reports from expert witness under FRCP 26(a)(2) due	May 10, 2021	June 14, 2021
All motions related to discovery must be filed by and noted on the motion calendar on the third Friday thereafter (see CR7(d))	June 9, 2021	July 14, 2021
Discovery completed by	July 9, 2021	August 13, 2021

1	All dispositive motions must be filed by and noted on the motion calendar on the fourth Friday thereafter (see CR7(d))	August 9, 2021	September 13, 2021
2			
3	Counsel are reminded of the requirement to provide courtesy copies of any motions with exhibits or other attachments exceeding 50 pages. Compliance with this requirement will facilitate timely consideration of your motion.		
4			
5			
6	All motions in limine must be filed by and noted on the motion calendar no earlier than the third Friday thereafter and no later than the Friday before the pretrial conference.	November 1, 2021	No amendment requested
7			
8	Agreed pretrial order due	November 23, 2021	No amendment requested
9			
10	Trial briefs and Proposed Findings of Fact and Conclusions of Law:	November 23, 2021	No amendment requested
11	Pretrial conference	November 24, 2021	No amendment requested
12	Length of Bench Trial	10 days	No amendment requested
13			

14 DATED this 14th day of May, 2021.

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16
17 DAVIS WRIGHT TREMAINE LLP
18 *Attorneys for Plaintiff*

MDK LAW
Attorneys for Defendants

19 By s/ Tim Cunningham
20 Bonnie E. MacNaughton, WSBA#36110
21 Tim Cunningham, WSBA #50224
22 920 Fifth Avenue, Suite 3300
23 Seattle, WA 98104-1610
24 Phone: 206.622.3150
25 Fax: 206.757.7700
26 Email: bonniemacnaughton@dwt.com
27 timcunningham@dwt.com

By s/James P. Ware
James P. Ware, WSBA #36799
Dennis R. Kasimov, WSBA #51303
777 108th Ave NE, Suite 2000
Bellevue, Washington 98004
Phone: 425.455.9610
Fax: 425.455.1170
Email: jware@mdklaw.com
dkasimov@mdklaw.com

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IT IS SO ORDERED.

DATED this 17th day of May, 2021.

Wasshof. Peltma

MARSHA J. PECHMAN
United States Senior District Judge